

Application No. 09/869,282  
Amendment dated October 7, 2009  
Reply to Office Action of July 7, 2009

**AMENDMENTS TO THE CLAIMS:**

1-236. (Canceled)

237. (New) A delivery device for delivering a marking device to a target site, said delivery device comprising:

an elongate member having a distal portion and a proximal portion, said distal portion of said elongate member configured to seat the marking device and advance the marking device with said distal portion to the target site;

an ejector coupled to said elongate member, said ejector configured to disengage the marking device from said distal portion;

a marking device preloaded in said elongate member distal portion, for delivery through the cannula;

wherein said marking device comprises a compressed resilient material; and

wherein the marking device is a suture material carrying a metallic marker.